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COUPONS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

12 COUPONS, INC., Case No. 5:07-CV-03457 HRL

13 Plaintiff,
14 vs. STIPULATION AND [PROPOSED] ORDER
TO EXTEND TIME TO FILE OPPOSITION
AND REPLY TO MOTION TO DISMISS

15 JOHN STOTTELMIRE, and DOES 1-10, Date: April 22, 2008

16 Defendants. [N.D. Local Rule 6-2]

19 Plaintiff Coupons, Inc. and Defendant John Stottlemire hereby file this Stipulation
20 extending Plaintiff's time to file an opposition to Defendant's Motion to Dismiss, and extending
21 Defendant's time to file the reply to Plaintiff's opposition.

22 WHEREAS, on December 27, 2007, Plaintiff Coupons, Inc. filed its Second Amended
23 Complaint;

24 WHEREAS, on February 26, 2008, Defendant Stottlemire filed a Motion to Dismiss For
25 Failure to State a Claim On Which Relief Can Be Granted;

WHEREAS, Defendants' opposition to the motion to dismiss is due on April 1, 2008, and
Stottlemire's reply is due on April 8, 2008;

28 WHEREAS, the hearing on the motion to dismiss is set for April 22, 2008;

**STIP AND [PROPOSED] ORDER TO EXTEND TIME
TO FILE OPPOSITION AND REPLY TO OPPOSITION
TO MOTION TO DISMISS 5:07-CV-03457 HRL**

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1 WHEREAS, the Samuelson Law, Technology & Public Policy Clinic filed a “Notice of
2 Motion and Motion of the Electronic Frontier Foundation for Leave to File Amicus Curiae Brief
3 in Support of Defendant’s Motion to Dismiss” and the accompanying brief on March 25, 2008,
4 which included overlapping and additional arguments relevant to the motion to dismiss;

5 WHEREAS, Plaintiff would like to address and respond to all issues regarding its Second
6 Amended Complaint and the motion to dismiss, raised by both Defendant Stottlemire and the
7 Amicus brief, in one opposition;

8 WHEREAS, the parties have agreed that Plaintiff’s time to oppose the motion to dismiss
9 should be extended to April 4, 2008, in order to allow Plaintiff sufficient time to research the
10 additional points raised in the Amicus brief;

11 WHEREAS, the parties have also agreed that Defendant Stottlemire will receive the same
12 amount of additional days to reply to the opposition, which would extend the time to reply to
13 April 11, 2008;

14 WHEREAS, the parties agree that the hearing will take place on April 22, 2008, as
15 previously scheduled.

16 IT IS HEREBY STIPULATED by and between the parties hereto that Plaintiff will have
17 to and including April 4, 2008, to serve and file its opposition to the motion to dismiss (including
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1 any response to the proposed amicus brief), and Defendant will have to and including April 11,
2 2008 to reply to Plaintiff's opposition.

3 Dated: March 28, 2008

FARELLA BRAUN & MARTEL LLP

5 By: /s/ Dennis M. Cusack
6 Dennis M. Cusack

7 Attorneys for Plaintiff
COUPONS, INC.

8 Dated: March 28, 2008

10 By: /s/ John Stottlemire
11 John Stottlemire
Defendant, *pro se*

13 **ORDER**

14 Good cause appearing therefor, IT IS HEREBY ORDERED that Plaintiff Coupons, Inc.
15 will have to and including April 4, 2008, to serve and file its opposition to Defendant's motion to
16 dismiss (including any response to the proposed amicus brief), and Defendant will have to and
17 including April 11, 2008 to reply to Plaintiff's opposition.

18 **IT IS SO ORDERED.**

20 DATED: _____

21 _____
The Honorable Howard R. Lloyd
22 Judge of the United States District Court